

FILED  
for Roanoke  
JUL 23 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY: *M. Hupp*  
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VISTON SHYROCK MARTIN,	)	Civil Action No. 7:10-cv-00262
Plaintiff,	)	
	)	
v.	)	<u>ORDER</u>
	)	
SGT. HATFIELD, <u>et al.</u> ,	)	By: Hon. Jackson L. Kiser
Defendants.	)	Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that the complaint is **DISMISSED** without prejudice as frivolous, pursuant to 28 U.S.C.

§ 1915A(b)(1), and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 23<sup>rd</sup> day of July, 2010.

*Jackson L. Kiser*  
Senior United States District Judge